



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE
REFER TO FILE:

MP-6
75.041
M0123016

May 5, 2005

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**HALLS CANYON CHANNEL - PARCELS 58 AND 59
GRANT OF EASEMENT
UNINCORPORATED TERRITORY OF THE COUNTY OF LOS ANGELES
SUPERVISORIAL DISTRICT 5
3 VOTES**

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

1. Find that the Crescenta Valley Water District's waterline replacement projects, E-694 and E-695, and the associated grant of easement are exempt from the provisions of the California Environmental Quality Act (CEQA).
2. Approve the grant of an easement for a waterline from the Los Angeles County Flood Control District to the Crescenta Valley Water District within Halls Canyon Channel, Parcels 58 and 59 (303 square feet), for \$2,500. Parcels 58 and 59 are located along the northeasterly side of Honolulu Avenue, between Sunset and Rosemont Avenues, in the unincorporated area of the County of Los Angeles known as La Crescenta.
3. Instruct the Chair to sign the enclosed Easement document and authorize delivery to the Grantee.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

This action will allow the District to grant a waterline easement in Halls Canyon Channel, Parcels 58 and 59 to the Crescenta Valley Water District.

The Crescenta Valley Water District requested the easement for the construction, operation, and maintenance of a waterline in connection with their waterline replacement projects, E-694 and E-695. The granting of this easement is not considered adverse to the District's purposes. Moreover, the instrument reserves paramount rights for the District's interest.

Implementation of Strategic Plan Goals

This action is consistent with the Strategic Plan Goal of Fiscal Responsibility. The revenue from this transaction will be used for flood control purposes.

FISCAL IMPACT/FINANCING

The Crescenta Valley Water District paid \$2,500 for this easement. This amount represents the District's minimum sales price and has been deposited into the Flood Control District Fund.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

This grant of easement will not hinder the use of the channel for possible transportation, utility, or recreational corridors.

The enclosed Easement has been approved by County Counsel and will be recorded.

ENVIRONMENTAL DOCUMENTATION

CEQA requires public agency decision makers to document and consider the environmental implications of their actions. The Crescenta Valley Water District's waterline replacement projects, E-694 and E-695, and the associated grant of easement are statutorily exempt pursuant to Section 21080.23 of CEQA.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

None.

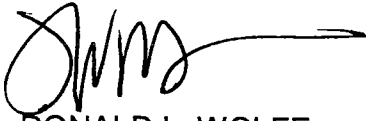
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CONCLUSION

Enclosed are an original and two duplicates of the Easement. Please have the original and one duplicate signed by the Chair and acknowledged by the Executive Officer of the Board of Supervisors. Please return the executed original and one duplicate to this office, retaining one duplicate for your files.

One approved copy of this letter is requested.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'D. Wolfe', with a long horizontal line extending to the right.

for DONALD L. WOLFE
Acting Director of Public Works

CPM:psr
P6:\BD LTR HALLS CYN

Enc.

cc: Auditor Controller (Accounting Division - Asset Management)
Chief Administrative Office
County Counsel

DUPLICATE

RECORDING REQUESTED BY
AND MAIL TO:

CRESCENTA VALLEY WATER DISTRICT
2700 Foothill Boulevard
La Crescenta, CA 91214

Space Above This Line Reserved For Recorder's Use

THIS DOCUMENT IS EXEMPT FROM DOCUMENTARY TRANSFER
TAX PURSUANT TO SECTION 11922 OF THE REVENUE &
TAXATION CODE

Assessor's Identification Number:
5807-019-901 (Portion)

THIS DOCUMENT IS EXEMPT FROM RECORDING FEES
PURSUANT TO SECTION 27383 OF THE GOVERNMENT CODE

EASEMENT

For a valuable consideration, receipt of which is hereby acknowledged, the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, a body corporate and politic, hereinafter referred to as "District", does hereby grant to CRESCENTA VALLEY WATER DISTRICT, a political subdivision of the State of California, hereinafter referred to as "Grantee, an easement for, and the right to construct, maintain, operate, and use a waterline in, on, over, and across the real property in the unincorporated territory of the County of Los Angeles, State of California, described in Exhibit "A" attached hereto and by this reference made a part hereof.

Subject to all matters of record and to the following reservation and conditions which Grantee, by the acceptance of this Easement document and/or the exercise of any of the rights granted herein, agrees to keep and perform, viz:

1. District reserves the paramount right to use said land for flood control purposes.
2. Grantee agrees that it will not perform or arrange for the performance of any construction or reconstruction work in, on, over, and across the land herein-described until the plans and specifications for such construction or reconstruction work shall have first been submitted to and been approved in writing by the Chief Engineer of the Los Angeles County Flood Control District. Such approval by District shall not be interpreted or inferred as an endorsement or approval as to the design, accuracy, correctness or authenticity of the information shown on the submitted plans and specifications. Furthermore, such approval cannot be relied upon for any other purpose or by any third party for any other reason whatsoever. The District does not accept ownership or responsibility for the improvements.

File with: HALLS CANYON CHANNEL 58
Affects Parcel 59
75-RW 1
S.D. 5 M0123016

3. Grantee agrees that it will indemnify and save harmless District, its officers, agents and/or employees, from any and all liability, loss or damage to which District, its officers, agents, and/or employees may be subjected as the result of any act or omission by Grantee, its officers, agents or employees, arising out of the exercise by Grantee, or its officers, agents, or employees of any of the rights granted to it by this instrument.
4. It is expressly understood that District will not be called upon to construct, repair, maintain or reconstruct any structure or improvement to be erected or constructed pursuant to this Easement document.
5. The provision and agreements contained in this Easement document shall be binding upon Grantee, its successors, and assigns.

To the extent any lawful assessment be levied pertaining to the area to which this easement applies and to the extent that the assessment is based on the structures and improvements being constructed under the authority of this easement and provided further that the assessment be levied following Grantee's exercise of these easement rights to construct such structures and improvements, Grantee agrees to pay on behalf of District, that part of any such assessment levied against District which is based on the value contributed to that area by Grantee's said improvements.

Dated _____

LOS ANGELES COUNTY FLOOD CONTROL DISTRICT,
a body corporate and politic

By _____
Chair, Board of Supervisors of the
Los Angeles County Flood Control District

(LACFCD-SEAL)

ATTEST:

VIOLET VARONA-LUKENS, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By _____
Deputy

OG:mrp
conf:easelacfd3

Note: Acknowledgment form on reverse side

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

On January 6, 1987, the Board of Supervisors for the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts adopted a resolution pursuant to Section 25103 of the Government Code which authorized the use of facsimile signatures of the Chairman of the Board on all papers, documents, or instruments requiring his/her signature.

The undersigned hereby certifies that on this _____ day of _____, 20_____, the facsimile signature of _____, Chairman of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT was affixed hereto as the official execution of this document. The undersigned further certifies that on this date, a copy of the document was delivered to the Chairman of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT.

In witness whereof, I have also hereunto set my hand and affixed my official seal the day and year above written.

VIOLET VARONA-LUKENS, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By _____
Deputy

(LACFCD-SEAL)

APPROVED AS TO FORM:

RAYMOND G. FORTNER, JR.,
County Counsel

By Fredrick E. S. [Signature]
Deputy

APPROVED as to title and execution,
_____, 20_____
DEPARTMENT OF PUBLIC WORKS
Mapping & Property Management Division

MARTIN J. YOUNG
Supervising Title Examiner III

By _____

File with: **HALLS CANYON CHANNEL 58**

Affects: Parcel 59

75-RW 1

A.P.N. 5807-019-901(por.)

T.G. 534(G3)

I.M. 51

Fifth District

M0123016

LEGAL DESCRIPTION

(Grant of easement for waterline purposes):

Those portions of Lots 5 and 6, Tract No. 4423, as shown on map recorded in Book 52, page 82, of Maps, in the office of the Recorder of the County of Los Angeles, described in Tax Deeds to LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, recorded on June 30, 1965, as Document No. 4992, in Book D2960, page 334 and recorded on March 3, 1954, as Document No. 3177, in Book 43979, page 432, respectively, both of Official Records, in the office of said recorder, said portions also being described as PARCEL NO. 58 and PARCEL NO. 59, both in a Final Judgment, had in Superior Court Case No. 389987, a certified copy of which is recorded in Book 15246, page 378, of said Official Records, within the following described boundaries:

Beginning at the intersection of the northeasterly line of the southwesterly 12.00 feet of said Lot 6 and a line parallel with and 15.00 feet southeasterly, measured at right angles, from the northwesterly line of said PARCEL NO. 59; thence North 44° 53' 02" East along said parallel line, a distance of 9.26 feet; thence South 49° 16' 45" East 34.54 feet; thence South 8° 16' 45" East 9.56 feet to said northeasterly line; thence northwesterly along said northeasterly line to the point of beginning.

Containing: 303± square feet

jbm:hallscynpcl58

12-3-01

EXHIBIT A

CERTIFICATE OF ACCEPTANCE

I, Michael G. Sovich, General Manager of CRESCENTA VALLEY WATER DISTRICT, a political subdivision of the State of California, hereby accept and consent to the recording of the Deed and/or Grant of easement attached hereto, on behalf of said District.

General Manager

RESOLUTION NO. 188

BE IT RESOLVED, that the General Manager of the Crescenta Valley Water District is hereby authorized, as Agent of the Crescenta Valley Water District, to accept and consent to the recordation of any deed or grant conveying any interest in or easement upon real property to said Crescenta Valley Water District.

(Resolution No. 188 recorded 3/19/58
as Doc. 3351, Bk. 56538, pg. 242)

I, RON L. MITCHELL do hereby certify that the foregoing is a true and correct copy of a resolution which was adopted by the Board of Directors of the CRESCENTA VALLEY WATER DISTRICT at a Regular Meeting of said Board held on _____, 20____, entered in the minutes of said Board.

DATE: This _____ day of _____, 20____.

Secretary of the Board of Directors
of Crescenta Valley Water District

(SEAL)